

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 2012-199-S - ORDER NO. 2013-129

MARCH 12, 2013

IN RE: Application of Jacabb Utilities, LLC for	)	ORDER APPOINTING
Approval of Sewer Rates, Terms and	)	HEARING OFFICER
Conditions for The Shoals and Anchor Point	)	
in Anderson County, South Carolina	)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the motion filed by Jacabb Utilities, LLC (“Jacabb”) for appointment of a hearing officer in Docket No. 2012-199-S regarding Jacabb’s Application for Approval of Sewer Rates, Terms and Conditions for The Shoals and Anchor Point in Anderson County, South Carolina. We hereby grant Jacabb’s request. This appointment is in order that the hearing officer may dispose of procedural and evidentiary matters pursuant to S.C. Code Ann. § 58-3-40 (Supp. 2012).

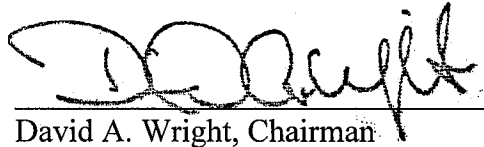
Section 58-3-40(C)(1) states that upon the request of any party or any commissioner, the commission may employ a hearing officer who may hear and determine procedural motions or other matters not determinative of the merits of the proceedings. Under (C)(2), the hearing officer has full authority, subject to being overruled by the Commission, to rule on questions concerning the conduct of the case and other matters. Under (C)(3), the officer must be an attorney qualified to practice in all courts of this State with a minimum of eight years’ practice experience.

We find that F. David Butler, Esquire, meets these qualifications, and we hereby appoint Mr. Butler as hearing officer in Docket No. 2012-199-S. As hearing officer in this proceeding, we direct Mr. Butler to rule on appropriate matters in the case and dispose of procedural and evidentiary matters for the proceeding.

IT IS THEREFORE ORDERED THAT:

1. F. David Butler, Esquire, is hereby appointed as hearing officer in Docket No. 2012-199-S for disposition of procedural and evidentiary matters.
2. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
David A. Wright, Chairman

ATTEST:

  
Randy Mitchell, Vice Chairman  
(SEAL)